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(To be used for all correspondence after initial filing)

Application No.	09/510,905
Filing Date	February 23, 2000
First Named Inventor	John Thodiyil
Group Art Unit	2735
Examiner Name	Unassigned
Attorney Docket No.	SUN-P3992-JTF

Total Number of Pages in this Submission:


ENCLOSURES (check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form
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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

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Name	Daniel E. Vaughan (Registration No. 42,199)	Date	October 3, 2001
Signature		Telephone	650/474-1973
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Attorney Docket No.: SUN-P3992-JTF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : John Thodivil
Application No. : 09/510,905
Filed : February 23, 2000
Docket : SUN-P3992-JTF
Title : Method and Apparatus for Dynamic Class-Based Packet
Scheduling
Group/Art Unit : 2735
Examiner : Not assigned

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.56 and 1.97

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed below and/or on an attached form PTO/SB/08A is information known to applicant(s), which is hereby submitted pursuant to 37 C.F.R. § 1.56. The right is reserved to antedate any included publication or patent in accordance with standard procedure.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56.

 X (New Application) Copies of each listed publication and U.S. and foreign patent, except for pending U.S. applications, are submitted herewith, along with a concise explanation of information in a foreign language (if any).

 (Continuation Application) The listed references were cited by the Applicant(s) or Examiner in the parent application, U.S. Serial No. , filed on . Pursuant to 37 C.F.R. § 1.98(d), copies of these items are not enclosed but may be found in the file history of the parent application.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the application identified above. If form PTO/SB/08A is attached, the Examiner is requested to initial and return it in accordance with MPEP § 609.

☒ 37 C.F.R. § 1.97(b). No fee is believed due, because (check all that apply):

- ☐ (1) It is being filed within 3 months of the application filing date; OR
☐ (2) It is being filed within 3 months of entry of a national stage; OR
☒ (3) It is being filed before the mailing date of the first Office Action on the merits.

☐ 37 C.F.R. § 1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in § 1.491 in an international application; or (3) the mailing date of a first office action on the merits, but before the mailing date of the earlier of a final office action under § 1.113 or a notice of allowance under § 1.311, then:

- ☐ a certification as specified in 37 C.F.R. § 1.97(e) is provided below; or
☐ a fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☐ 37 C.F.R. § 1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under § 1.113 or a notice of allowance under § 1.311, but before payment of the issue fee, then:

- ☐ a certification as specified in § 1.97(e) is completed below; **and**
☐ a petition under 37 C.F.R. § 1.97(d) requesting consideration of this statement is submitted herewith; **and**
☐ a fee of \$130.00 as set forth in § 1.17(i) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ *Statement under 37 C.F.R. § 1.97(e).* I hereby certify that either: each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the information disclosure statement; or no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in section 1.56(c) more than three months prior to the filing of the information disclosure statement:

Signature: Daniel E. Vaughan
Daniel E. Vaughan (Reg. No. 42,199)

Date: October 3, 2001

Respectfully submitted,

Date: October 3, 2001

By: Daniel E. Vaughan
Daniel E. Vaughan (Reg. No. 42,199)

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